

THURSDAY, MARCH 9, 1978

SEVENTY-SECOND LEGISLATIVE DAY

The House met at 10:00 a.m. and was called to order by Mr. Speaker McWherter.

The proceedings were opened with prayer by Reverend S. M. Cohran, Pastor of Providence Baptist Church, Memphis, Tennessee.

Representative Ford (Shelby) led the House in the Pledge of Allegiance to the Flag.

The roll call was taken with the following results:

Present 95

Representatives present were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Wolfe, Wood, Yelton, Young and Mr. Speaker McWherter — 95.

CORRECTION TO JOURNAL

On March 1, 1978 (pages 2600 and 2601), House Bill No. 1699 was reported as recommended out of the Committee on Judiciary and referred to the Committee on Calendar and Rules. This is in error as this bill was not reported out on that date.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 32, 1548, 1668, 1821, 1871, 1943, 1948, 2025, 2119, 2148, 2154, 2392, 2404 and 2470; and House Joint Resolutions Nos. 278, 333, 481 and 483; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos.

332 — Relative to confirming appointment, Cayce L. Pentecost;

362 — Relative to memory, Abraham Trew; both concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

CALENDAR

Mr. Ford (Cocke) moved that House Bill No. 1820 be placed on the Calendar for Monday, March 20, 1978, which motion prevailed.

House Bill No. 2130 — To set traveling expenses, Assistant District Attorneys General and Investigators.

Mr. Ford (Cocke) moved that House Bill No. 2130 be passed on third and final reading.

Mr. Murphy (Shelby) moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 2130 by deleting from the amendatory language of Section 1 the word "traveling" and substituting instead the word "mileage".

On motion, the amendment was adopted.

Thereupon, House Bill No. 2130, as amended, passed its third and final reading by the following vote:

Ayes.....	92
Noes.....	0
Present and not voting	1

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Copeland, Darnell, Davidson (Robertson), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Young and Mr. Speaker McWharter — 92.

Representative present and not voting was: Yelton — 1.

A motion to reconsider was tabled.

House Bill No. 1819 — To create criminal Investigator, Second Judicial Circuit.

On motion, House Bill No. 1819 was made to conform with Senate Bill No. 2108.

On motion, Senate Bill No. 2108, on same subject, was substituted for House Bill No. 1819.

Mr. Ford (Cocke) moved that Senate Bill No. 2108 be passed on third and final reading, which motion prevailed by the following vote:

Ayes.....	90
Noes.....	0

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davis, DeBerry, DePriest, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 90.

A motion to reconsider was tabled.

House Bill No. 2239 — To regulate recreational skiing facilities.

On motion, House Bill No. 2239 was made to conform with Senate Bill No. 2158.

On motion, Senate Bill No. 2158, on same subject, was substituted for House Bill No. 2239.

Mr. Ford (Cocke) moved that Senate Bill No. 2158 be passed on third and final reading, which motion prevailed by the following vote:

Ayes.....	90
Noes.....	2

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Sumner), Bussart, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davis, DeBerry, DePriest, Elkins, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 90.

Representatives voting no were: Murphy (Shelby) and Murray (Franklin) — 2.

A motion to reconsider was tabled.

Mr. Bussart moved that House Bill No. 1847 be placed on the Calendar for Monday, March 20, 1978, which motion prevailed.

House Bill No. 2105 — To amend Section 50-1323, Code.

On motion, House Bill No. 2105 was made to conform with Senate Bill No. 2021.

On motion, Senate Bill No. 2021, on same subject, was substituted for House Bill No. 2105.

Mr. Martin moved that Senate Bill No. 2021 be passed on third and final reading.

Mr. Bissell moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 2021 by deleting Section 1 in its entirety and substituting in lieu thereof the following new section:

SECTION 1. Tennessee Code Annotated, Section 50-1323 G, is amended by adding the following new paragraph at the end thereof:

"(3) With respect to weeks of unemployment beginning after December 31, 1977, benefits shall be denied to any individual for any week which commences during an established and customary vacation period or holiday recess that has been predetermined as part of a school calendar prior to the beginning of each fiscal year if such individual performs any services described in subparagraph (1) or subparagraph (2) in the period immediately before such vacation period or holiday recess, and there is a reasonable assurance that such individual will perform any such services in the period immediately following such vacation period or holiday recess.

"The potential disqualification for unemployment occurring during customary vacation period or holiday recess within any school term or year does not apply to nonprofessional employees identified in Section 50-1323 (G) (2) that are paid at an hourly rate."

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 2021, as amended, passed its third and final reading by the following vote:

Ayes.....	91
Noes.....	4

Representatives voting aye were: Ashford, Atchley, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Love, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter — 91.

Representatives voting no were: Bell, Burnett (Fentress), McKinney and Steinhauer — 4.

A motion to reconsider was tabled.

Mr. Watson asked to be recorded as changing his vote from 'aye' to 'no' on Senate Bill No. 2021.

Mr. McAfee asked to be recorded as voting aye on Senate Bill No. 2021.

House Bill No. 1957 — To amend Title 26, Chapter 5, Code.

On motion, House Bill No. 1957 was made to conform with Senate Bill No. 1823.

On motion, Senate Bill No. 1823, on same subject, was substituted for House Bill No. 1957.

Mr. Martin moved that Senate Bill No. 1823 be passed on third and final reading, which motion prevailed by the following vote:

Ayes.....	85
Noes.....	7
Present and not voting	3

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Copeland, Darnell, Davidson (Robertson), Davis, DePriest, Dixon, Elkins, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, McAfee, Miller, Moore, Murray (Franklin), Murray (Madison), Naifeh, Nolan, Phillips, Pickering, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter — 85.

Representatives voting no were: DeBerry, Ellis, McKinney, Murphy (Shelby), Pruitt, Steinhauer and Withers — 7.

Representatives present and not voting were: Cobb, Love and Ozment — 3.

A motion to reconsider was tabled.

House Bill No. 2149 — To regulate grand jury proceedings.

Mr. Bussart moved that House Bill No. 2149 be passed on third and final reading.

Mr. Murray (Madison) moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 2149 by deleting from the amendatory language of §2 the words "each month" and substituting instead the words "the month prior to the month in which the grand jury meets".

On motion, the amendment was adopted.

Mr. Murray (Franklin) moved to amend as follows:

AMENDMENT NO. 2

Amend House Bill No. 2149 by striking the following language in Section 2.

“The Grand Jurors and foreman in this county are presently the following:

[Here list foreman and grand jurors]”

and substituting in lieu thereof the following:

“The foreman in this county is presently:

[Here list foreman and his address]”

On motion, the amendment was adopted.

Thereupon, House Bill No. 2149, as amended, passed its third and final reading by the following vote:

Ayes.....	91
Noes.....	0
Present and not voting	1

Representatives voting aye were: Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter — 91.

Representative present and not voting was: Chiles — 1.

A motion to reconsider was tabled.

Mr. Speaker McWherter relinquished the Chair to Mr. Brewer, Speaker pro tem.

Mr. Yelton moved that House Bill No. 1803 be placed on the Calendar for Monday, March 20, 1978, which motion prevailed.

House Bill No. 1605 — To make certain provisions, vehicle registration plates.

On motion, House Bill No. 1605 was made to conform with Senate Bill No. 1629.

On motion, Senate Bill No. 1629, on same subject, was substituted for House Bill No. 1605.

Mr. Henry moved that Senate Bill No. 1629 be passed on third and final reading, which motion prevailed by the following vote:

Ayes.....	90
Noes.....	0
Present and not voting	2

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Byrd, Carter, Cawood, Chiles, Clark, Copeland, Darnell, Davidson (Robertson), Davis, DeBerry, DePriest, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton and Young — 90.

Representatives present and not voting were: Cobb and Ozment — 2.

A motion to reconsider was tabled.

House Bill No. 2009 — To regulate pardons and paroles.

Mr. Murray (Madison) moved that House Bill No. 2009 be passed on third and final reading.

Mr. Murray (Madison) moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 2009 by deleting first paragraph of the amendatory language of Section 1 in its entirety and substituting instead the following:

The board shall consist of seven (7) members. The Governor shall appoint two (2) members from the three (3) grand divisions of the state and one (1) member to serve at large. Each appointee shall hold office for a term of six (6) years, or until their successor has been appointed and qualified. However, in the initial appointment of the four (4) additional members, two (2) shall be appointed July 1, 1978, and two (2) shall be appointed February 1, 1979; additional appointments shall be for terms of two (2) years and three (3) years for the first two appointments and four (4) and five (5) years for the appointments made in February, 1979. Members shall be eligible for reappointment at the expiration of their terms. In considering persons for appointment, the governor shall take into account the prospective member's training, education, background, and experience in the criminal justice system. Vacancies occurring in an office of a member of the board before the expiration of his term by reason of death, resignation, removal or any other reason shall be filled in the same manner as the original appointment for the remainder of the term. Each such appointment shall be subject to confirmation by the General Assembly. If the General Assembly is in session when an appointment is made, confirmation shall be by a majority vote of each House, voting separately. If the General Assembly is not in session when an appointment is made, confirmation shall be by majority vote of a committee consisting of the Speaker of the Senate, who shall serve as Chairman, four (4) members of the Senate who shall be appointed by the Speaker of the Senate, the Speaker of the House, and four (4) members of the House who shall be appointed by the Speaker of the House.

Section 1 is further amended by adding the following language:

The Division of Probation and Parole for Adult Services and its director shall be under the administrative control of the Commissioner of Correction. Other language in this chapter notwithstanding.

FURTHER AMEND by deleting Section 7 in its entirety and renumbering the sections accordingly.

On motion, the amendment was adopted.

Thereupon, House Bill No. 2009, as amended, passed its third and final reading by the following vote:

Ayes.....	97
Noes.....	0
Present and not voting	1

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 97.

Representative present and not voting was: Richards — 1.

A motion to reconsider was tabled.

House Bill No. 2011 — To amend Section 40-3612, Code.

Mr. Murray (Madison) moved that House Bill No. 2011 be passed on third and final reading.

Mr. Murray (Madison) moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 2011 by adding to the amendatory language of Section 1 the following:

If a prisoner has been accorded a bonafide offer of employment, the board may release the prisoner on probationary parole under either of the following conditions:

1. At any time not more than twelve (12) months before the date of his eligibility for parole as provided in Chapter 36 of Title 40 of this Code if, after all credit for good conduct, that eligibility shall occur more than eighteen (18) months and less than five (5) years from the date of sentence.

2. At any time not more than eighteen (18) months before the date of his eligibility for parole as provided in this chapter if, after all credit for good conduct, that eligibility shall occur more than five (5) years from the date of sentence.

The prisoner shall at all times during probationary parole be under the supervision of the Division of Probation and Paroles. The board may revoke the probationary parole for any reason satisfactory to it.

FURTHER AMEND by adding the following new section:

SECTION 2. This Act shall take effect on February 1, 1979.

On motion, the amendment was adopted.

Thereupon, House Bill No. 2011, as amended, passed its third and final reading by the following vote:

Ayes.....	94
Noes.....	2

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter — 94.

Representatives voting no were: Dixon and Ledford — 2.

A motion to reconsider was tabled.

House Bill No. 1778 — To provide inspection of certain fuels.

Mr. Longley moved that House Bill No. 1778 be passed on third and final reading.

Mr. Longley moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 1778 by adding to Section 27 a new Subsection as follows:

“(d) Any distributor or dealer paying the tax who, in turn, sells or distributes such fuel to another, whether or not for use, shall include tax as part of the selling price of the fuel, subject to the provisions of subsection (c). Any person who subsequently resells such fuel shall include the tax paid as part of the selling price of the fuel. Such tax shall, however, be included in the sales price of the fuel, as that term is used in the Retailers’ Sales Tax Act, for purposes of calculating any applicable sales or use tax, even though the tax may be separately stated by the dealer or distributor.”

and by adding to Section 88(a) the following:

"Any person paying the tax who, in turn, sells or distributes such fuel to another, whether or not for use, shall include tax as part of the selling price of the fuel. Any person who subsequently resells such fuel shall include the tax paid as part of the selling price of the fuel. Such tax shall, however, be included in the sales price of the fuel, as that term is used in the Retailers' Sales Tax Act, for purposes of calculating any applicable sales or use tax, even though the tax may be separately stated by the dealer or distributor."

On motion, the amendment was adopted.

Mr. Longley moved to amend as follows:

AMENDMENT NO. 2

Amend House Bill No. 1778 by deleting from Sections 4 and 105 the wording "eighty (80)", appearing in the fifth and the fifth and sixth lines respectively, and substituting therefor the following:
seventy (70)

On motion, the amendment was adopted.

Mr. Longley moved to amend as follows:

AMENDMENT NO. 3

Amend House Bill No. 1778 by deleting from the eighth and ninth lines of Section 111 (b) the following clause:

"engaged exclusively in the transportation of property for compensation or hire by air"

On motion, the amendment was adopted.

Mr. Bragg moved to amend as follows:

AMENDMENT NO. 4

Amend House Bill No. 1778 by deleting in Sections 26, 27, 28 and 108 the word and number "twenty-five (25)" wherever it appears and by substituting instead the word and number "twenty (20)".

AND FURTHER AMEND by deleting the words and figures "twenty-fifth (25th)" wherever they appear in Sections 27 and 108 and substituting therefor the words and figures "twentieth (20th)".

On motion, the amendment was adopted.

Mr. Longley moved to amend as follows:

AMENDMENT NO. 5

Amend House Bill No. 1778 by adding as a new subsection in Section 61, at the end of the amendatory language, the following:

(g) "Governmental purposes" includes the operation of local transit service by independent contractors operating a local transit company. As used in this paragraph, the term "local transit service" means scheduled common carrier public passenger land transportation service furnished by a local transit company within the territorial limits of the regulatory jurisdiction of the municipality or metropolitan government which is authorized to supervise, regulate and control the operations of such company, under Sections 65-1601 and all other legislative and statutory provisions applicable thereto; and the term "local transit company" means a person, firm, partnership or corporation, engaged in furnishing, and at least sixty percent (60%) of the total passenger fare revenue of which shall be derived from, scheduled common carrier public passenger land transportation service along the regular routes within a municipality and the territory adjacent thereto, or within a metropolitan government created under Sections 6-3701 — 6-3725, the operation of which is supervised, regulated, and controlled as a street railway company, under Section 65-1601 and all other legislative and statutory provisions applicable thereto.

On motion, the amendment was adopted.

Thereupon, House Bill No. 1778, as amended, passed its third and final reading by the following vote:

Ayes.....	87
Noes.....	3
Present and not voting	6

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Bussart, Butler, Byrd, Chiles, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Henry, Hillis, Hood, Hurley, Jensen, Johnson, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 87.

Representatives voting no were: McKinney, Richards and Smith — 3.

Representatives present and not voting were: Cawood, Cobb, DeBerry, Hall, Kernell and Robertson — 6.

A motion to reconsider was tabled.

House Bill No. 1597 — To extend time to recover erroneous tax payments.

On motion, House Bill No. 1597 was made to conform with Senate Bill No. 1580.

On motion, Senate Bill No. 1580, on same subject, was substituted for House Bill No. 1597.

Mr. Naifeh moved that Senate Bill No. 1580 be passed on third and final reading, which motion prevailed by the following vote:

Ayes.....	96
Noes.....	0

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 96.

A motion to reconsider was tabled.

Mr. Rhinehart moved that House Bill No. 2086 be re-referred to the Committee on Calendar and Rules, which motion prevailed.

House Bill No. 1906 — To make certain provisions, Consolidated Retirement System.

Mr. Rhinehart moved that House Bill No. 1906 be passed on third and final reading, which motion prevailed by the following vote:

Ayes.....	91
Noes.....	0

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Miller, Moore, Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Shockley, Small, Smith, Spence, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 91.

A motion to reconsider was tabled.

House Bill No. 1911 — To make certain provisions, Consolidated Retirement System.

Mr. Bragg moved that House Bill No. 1911 be passed on third and final reading.

Mr. Bragg moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 1911 by renumbering Sections 22 and 23 to be Section 23 and 24 respectively and inserting a new Section 22 as follows:

Section 22. Tennessee Code Annotated, Section 8-3934 is amended by adding the following new paragraph to subsection (4):

Notwithstanding any provision of Tennessee Code Annotated, Section 8-3904 (4) to the contrary when any political subdivision which elects to authorize all its employees to become members of the retirement system after September 1, 1977, any employee of such political subdivision who elects to join the retirement system shall within one (1) year thereafter be entitled to credit for any periods of military service during a period of armed conflict as defined by the board of trustees in the same manner as any member on March 28, 1976 or for military service in the same manner as any member employed or reemployed after March 28, 1976.

On motion, the amendment was adopted.

Mr. Bragg moved to amend as follows:

AMENDMENT NO. 2

Amend House Bill No. 1911 by changing the period at the end of Sections 18 and 19, respectively, to a comma and adding at the end of each section the following:

"provided, however, that with respect to persons suffering a disabling injury while in the actual performance of duties, the above limitations shall not apply, any presumption of law to the contrary notwithstanding."

On motion, the amendment was adopted.

Mr. Bragg moved to amend as follows:

AMENDMENT NO. 3

Amend House Bill No. 1911 by deleting section 9 in its entirety and renumbering the existing sections.

On motion, the amendment was adopted.

Mr. Blackburn moved to amend as follows:

AMENDMENT NO. 4

Amend House Bill No. 1911 by inserting the following new section before the severability section and renumbering subsequent sections accordingly:

Section . Tennessee Code Annotated, Section 8-3934, is amended by adding the following new paragraph to subsection (4):

Notwithstanding any provision of Tennessee Code Annotated, Section 8-3904 (4) to the contrary, any member who is an employee of a political subdivision and who was a member on March 28, 1976, shall have forty-five (45) days from the effective date of this act to make application for retirement credit for military service in the armed forces of the United States during a period of armed conflict as defined by the board of trustees as provided in TCA, Section 8-3904 (4).

On motion, the amendment was adopted.

Ms. DeBerry moved to amend as follows:

AMENDMENT NO. 5

Amend House Bill No. 1911 by adding a new Section 22 and by renumbering Sections 22 and 23 to be Sections 23 and 24.

Section 22. Notwithstanding the provisions of Section 8-3907 (b), the service retirement allowance with respect to creditable service as a member of the general assembly shall not be less than three hundred dollars (\$300) multiplied by the number of years of such creditable service. Former members of the general assembly who have retired shall likewise be paid a minimum of three hundred dollars (\$300) multiplied by the number of years of creditable service.

On motion, the amendment was adopted.

Messrs. Robertson, Bragg, Ashford, Smith, Stallings, Copeland, Hall, Rhinehart, Henry, Webb, Burks, Richards, Atchley, Moore, Elkins, Carter, McAfee, Stafford, Small, Fisher, Ford (Cocke), Burleson, Shockley, Hurley, Brewer, Wood, Sterling, Jensen, Watson, Martin, Turner, Wolfe, Wallace, Williams, Byrd and Mr. Speaker McWherter asked to be recorded as voting "no" on Amendment No. 5 to House Bill No. 1911.

Thereupon, House Bill No. 1911, as amended, passed its third and final reading by the following vote:

Ayes.....	78
Noes.....	5
Present and not voting	8

Representatives voting aye were: Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Burks, Burleson, Burnett (Fentress), Bussart, Butler, Carter, Chiles, Clark, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Elkins, Ellis, Fisher, Fleming, Ford (Shelby), Fuqua, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robinson (Davidson), Robinson (Hamilton), Scruggs, Shockley, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter — 78.

Representatives voting no were: Ashford, Bragg, Copeland, Ford (Cocke) and Gill — 5.

Representatives present and not voting were: Burnett (Sumner), Byrd, Cawood, Cobb, Good, Kernell, Robertson and Turner — 8.

A motion to reconsider was tabled.

Messrs. Hurley, Watson and Webb asked to be recorded as changing their votes from "aye" to "no" on House Bill No. 1911.

House Resolution No. 101 — Relative to studying hazards, temporary educational facilities.

Mr. Hall moved that House Resolution No. 101 be adopted.

Mr. Lashlee moved to amend as follows:

AMENDMENT NO. 1

Amend House Resolution No. 101 by deleting from the first resolving clause the words "Speaker of the House" and substituting instead the words "Chairman of the House Education Committee".

AND FURTHER AMEND by deleting from the second resolving clause the word "speaker" and substituting instead the words "Chairman of the House Education Committee".

On motion, the amendment was adopted.

Thereupon, House Resolution No. 101, as amended, was adopted by the following vote:

Ayes	88
Noes	0

Representatives voting aye were: Atchley, Bell, Bewley, Bishop, Bissell, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gill, Good, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Nolan, Ozment, Phillips, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter — 88.

A motion to reconsider was tabled.

Mr. Davis moved that House Bill No. 1921 be placed on the Calendar for Monday, March 20, 1978, which motion prevailed.

Senate Bill No. 267 — To adjust term, attendance, 1976-1977 school year.

Mr. Work moved that Senate Bill No. 267 be passed on third and final reading.

Mr. Work moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 267 by deleting all sections of the bill and substituting instead the following section:

SECTION 1. Upon certification of a local board of education that, after having implemented all adjustments and having made all reasonable efforts as determined by the commissioner of education, it cannot complete one hundred seventy-five (175) school days, during the normal planned school calendar, the commissioner may waive up to fifteen (15) school days. In the event of a major disaster, the commissioner may waive more than fifteen (15) school days upon proper certification by the local board of education, if he deems that the local board has made all reasonable efforts to complete one hundred seventy-five (175) school days. Any curtailment of the number of days of instruction authorized by this section shall not operate to reduce the amount of state school funds to which a school system is otherwise entitled or to reduce the compensation of teachers employed by the local board of education if they otherwise fulfill their contracts.

SECTION 2. This act shall take effect on becoming a law, the public welfare requiring it.

On motion, the amendment was adopted.

Mr. Work moved to amend as follows:

AMENDMENT NO. 2

Amend Senate Bill No. 267 by deleting from section 1 as amended the words and punctuation marks “, during the normal planned school calendar,”

AND FURTHER AMEND, by inserting in Section 1 as amended between the words “teachers” and “employed” the following:

and non-instructional personnel.

On motion, the amendment was adopted.

Mr. Rhinehart moved to amend as follows:

AMENDMENT NO. 3

Amend Senate Bill No. 267 by adding the following new section 2 and renumbering the present sections appropriately:

Section 2. This act shall expire one (1) year after its effective date.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 267, as amended, passed its third and final reading by the following vote:

Ayes.....	88
Noes.....	0
Present and not voting	4

Representatives voting aye were: Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), DeBerry, DePriest, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Henry, Hillis, Hood, Hurley, Johnson, Kernell, King, Lanier, Lashlee, Longley, Love, McAfee, McKinney, Martin, Miller, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Tanner, Turner, Wallace, Watson, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 88.

Representatives present and not voting were: Ashford, Burleson, Moore and Webb — 4.

A motion to reconsider was tabled.

Mr. Fuqua moved that House Bill No. 2334, be re-referred to the Committee on Calendar and Rules, which motion prevailed.

House Bill No. 1767 — To make provisions, foster care.

On motion, House Bill No. 1767 was made to conform with Senate Bill No. 2186.

On motion, Senate Bill No. 2186, on same subject, was substituted for House Bill No. 1767.

Mr. Murphy (Shelby) moved that Senate Bill No. 2186 be passed on third and final reading.

Mr. Ashford moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 2186 by deleting Section 1, 2 and 3 in their entirety and substituting instead the following:

SECTION 1. Chapter 14 of Title 14 of Tennessee Code Annotated is amended by inserting a new section 14-1425 after 14-1424 to read as follows:

14-1425. (1) In addition to the provisions of T.C.A. Section 14-1424 and T.C.A. Section 37-1501, et. seq., each agency as defined in T.C.A. Section 14-1401, whether subject to license pursuant to T.C.A. Section 14-1404 or to inspection and report pursuant to T.C.A. Section 14-1418 shall take the following action with respect to any child which has been in the foster care of such agency eighteen (18) months or longer regardless of whether such child was placed with the agency by court order or by voluntary agreement;

(a) the agency shall submit a plan to the commissioner of human services or his designee providing for the child to be placed for immediate adoption or to be immediately returned to his natural parents; or,

(b) the agency shall submit to the commissioner of human services or his designee specific reasons why immediate adoption or return of the child is not prudent or feasible.

(2) The commissioner of human services shall revoke the license of any agency subject to license pursuant to T.C.A. Section 14-1404 or shall follow the procedures outlined in T.C.A. Section 14-1418 for agencies not subject to license of any agency which fails to submit a plan within thirty (30) days after being required to do so under the preceding paragraph, unless the commissioner for good cause excuses the delay.

AND FURTHER AMEND by deleting Section 4 in its entirety and substituting instead the following:

SECTION 2. Chapter 14 of Title 14 of Tennessee Code Annotated is amended by inserting a new subsection 14-1426 to read as follows:

14-1426. (1) If the commissioner or his designee approves the agency plan submitted under 14-1425(1)(a), he shall or his designee shall so notify the agency, and the agency shall immediately begin implementation of the plan.

(2) If the commissioner or his designee agrees with the agency that foster care custody should continue and if the child is not already subject to judicial review pursuant to T.C.A. Section 37-1501, et. seq., or if the commissioner or his designee determines that some different action should be taken, he or his designee shall petition the court having jurisdiction over the child, or if no court has previously acquired jurisdiction the court in the county where the child is physically present, for an appropriate order. The court shall make such disposition of the matter as the best interest of the child indicate.;

(3) Any Order issued pursuant to the above provisions which continues the foster care custody shall lapse after six (6) months unless the Order specifies otherwise and the agency shall once again be required to follow the procedures set forth in T.C.A. Section 14-1425.

AND FURTHER AMEND by adding a new Section 3 to read as follows:

SECTION 3. T.C.A. Section 14-1425 is renumbered to 14-1427.

AND FURTHER AMEND by renumbering the existing Section 6 to Section 4.

On motion, the amendment was adopted.

Mr. Bragg moved to amend as follows:

AMENDMENT NO. 2

Amend Senate Bill No. 2186 by adding the following new section to be designated Section 6 and by renumbering existing sections accordingly:

Section 6. The provisions of this act do not constitute an appropriation of funds, and commencing with the fiscal year beginning July 1, 1978, no funds shall be expended under the provisions of this act unless such funds are specifically appropriated in the general appropriations bill pursuant to Tennessee Code Annotated, Section 9-601 through 9-612, or a specific amendment or supplement thereto.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 2186, as amended, passed it third and final reading by the following vote:

Ayes.....	87
Noes.....	0
Present and not voting	4

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, Lanier, Lashlee, Longley, Love, McAfee, McKinney, Miller, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Tanner, Turner, Watson, Webb, Withers, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 87.

Representatives present and not voting were: Burleson, Small, Wallace and Wolfe — 4.

A motion to reconsider was tabled.

House Bill No. 2318 — To clarify Title 37, Chapter 2 and 12, Code.

Mr. Murphy (Davidson) moved that House Bill No. 2318 be passed on third and final reading.

Mr. Murphy (Davidson) moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 2318 by deleting the following sentence from Section 1 on the second page:

"No such child shall be returned to such custody at any time unless the court finds on the basis of clear and convincing evidence that the person has achieved a degree of rehabilitation sufficient to establish that the child will be provided a safe home free from further such brutality and abuse."

and by substituting instead:

No child who has been found to be a victim of severe child abuse shall be returned to such custody at any time unless the court finds on the basis of clear and convincing evidence that the child will be provided a safe home free from further such brutality and abuse.

The bill is further amended by deleting from Section 3 the phrase "brutality, abuse, and neglect" in the first sentence and by substituting instead the word "abuse" and by deleting the phrase "harm as a result of brutality, abuse, or neglect" in the fifth sentence and by substituting instead the word "abuse". The bill is further amended by deleting Section 4 and by substituting instead the following:

SECTION 4. Tennessee Code Annotated, Chapter 12 of Title 37, is amended by adding the following new section:

Except as otherwise provided in this chapter, it shall be unlawful for any person, except for purposes directly connected with the administration of this chapter, to disclose, receive, make use of, authorize or knowingly permit, participate in, or acquiesce in the use of any list or the name of, or any information concerning, persons receiving services pursuant to this chapter, or any information concerning a report or investigation of a report of harm under this chapter, directly or indirectly derived from the records, papers, files or communications of the state department of human services or divisions thereof acquired in the course of the performance of official duties. Any person violating any of the provisions of this section is guilty of a misdemeanor and, upon conviction, shall be fined no less than twenty dollars (\$20.00) nor more than two hundred dollars (\$200.00) and may, in the discretion of the court, be confined in the county jail or workhouse for a period not exceeding sixty days.

Mr. Murphy (Davidson) moved to amend Amendment No. 1 as follows:

AMENDMENT NO. 1 TO AMENDMENT NO. 1

Amend House Bill No. 2318 by deleting the number 2 in the fourth amendatory paragraph and substituting in lieu thereof the number 3 so that the amendatory paragraph reads as follows:

AND FURTHER AMEND by deleting the words "brutality, abuse, and neglect" from the fifth line of Section 3, and substituting instead the word "abuse";

On motion, Amendment No. 1 to Amendment No. 1 was adopted.

Thereupon, Amendment No. 1, as amended, was adopted.

Mr. Bragg moved to amend as follows:

AMENDMENT NO. 2

Amend House Bill No. 2318 by adding the following new section to be designated Section 5 and by renumbering existing sections accordingly:

SECTION 5. The provisions of this act do not constitute an appropriation of funds and commencing with the fiscal year beginning July 1, 1978, no funds shall be expended under the provisions of this act unless such funds are specifically appropriated in the general appropriations bill pursuant to Tennessee Code Annotated, Sections 9-601 through 9-612, or a specific amendment or supplement thereto.

On motion, the amendment was adopted.

Thereupon, House Bill No. 2318, as amended, passed its third and final reading by the following vote:

Ayes.....	96
Noes.....	0
Present and not voting	1

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson

(Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Ozment, Phillips, Pickering, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tannér, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 96.

Representative present and not voting was: Nolan — 1.

A motion to reconsider was tabled.

House Bill No. 2307 — To amend Title 14, Chapter 14, Code.

Mr. Murphy (Davidson) moved that House Bill No. 2307 be passed on third and final reading.

Mr. Gill moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 2307 by deleting in the first sentence of subsection (10) the words and symbol "family counseling," so that the amended sentence reads:

"Child abuse agency" shall mean and include any person, corporation, or agency, which undertakes to or does provide any services of any nature whatsoever, including but not limited to emergency shelter care, homemaker services, or parent training services, designed to prevent or treat child abuse or neglect or to protect children from child abuse or neglect.

On motion, the amendment was adopted.

Mr. Gill moved to amend as follows:

AMENDMENT NO. 2

Amend House Bill No. 2307 by adding the following sentences at the end of Section 1:

Nor shall it apply to any church or church related organization.

Nothing in this section shall be construed, however, to diminish or repeal the duty of any person to report suspected child abuse pursuant to T. C. A. 37-1201, et seq.

On motion, the amendment was adopted.

Mr. Bragg moved to amend as follows:

AMENDMENT NO. 3

Amend House Bill No. 2307 by adding the following new section to be designated Section 2 and by renumbering existing Sections accordingly:

Section 2. The provisions of this act do not constitute an appropriation of funds, and commencing with the fiscal year beginning July 1, 1978, no funds shall be expended under the provisions of this act unless such funds are specifically appropriated in the general appropriations bill pursuant to Tennessee Code Annotated, Sections 9-601 through 9-612, or a specific amendment or supplement thereto.

On motion, the amendment was adopted.

Thereupon, House Bill No. 2307, as amended, passed its third and final reading by the following vote:

Ayes.....	89
Noes.....	0
Present and not voting	3

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Tanner, Watson, Webb, Withers, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 89.

Representatives present and not voting were: Turner, Wallace and Wolfe — 3.

A motion to reconsider was tabled.

House Bill No. 2330 — To amend Section 14-2405, Code.

Mr. Murphy (Davidson) moved that House Bill No. 2330 be passed on third and final reading.

Mr. Murphy (Davidson) moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 2330 by deleting Section 1 in its entirety and substituting in lieu thereof the following language:

Section 1. Tennessee Code Annotated, Section 14-2405, is amended by deleting the second sentence of the first paragraph of said section in its entirety and by substituting in lieu thereof the following:

The amount loaned to any social service contractor shall not exceed one-twelfth (1/12) of the total amount of the contract.

On motion, the amendment was adopted.

Thereupon, House Bill No. 2330, as amended, passed its third and final reading by the following vote:

Ayes.....	88
Noes.....	0
Present and not voting	2

Representatives voting aye were: Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Buck, Burks, Burleson, Burnett (Fentress), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Miller, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Ozment, Phillips, Pickering, Rhinehart, Richards Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 88.

Representatives present and not voting were: Nolan and Wolfe — 2.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bill No.:

2099 — To amend Section 67-620, Code; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

CONSENT CALENDAR

OBJECTIONS

Objections were filed to the following bills and resolutions on the Consent Calendar:

Mr. Chiles objected to House Bill No. 1665.

Mr. Stallings objected to House Bill No. 1859.

Messrs. Wolfe and Pickering objected to House Bill No. 2036.

Mr. Ashford objected to House Bill No. 2152.

Mr. Ashford objected to House Bill No. 2486.

Under the rules, House Bills Nos. 1665, 1859, 2036, 2152 and 2486 were placed at the foot of the Calendar for Monday, March 13, 1978.

House Joint Resolution No. 424 — Relative to commending Nellie Kimber and Elsie Curtis.

On motion, the resolution was adopted.

A motion to reconsider was tabled.

House Bill No. 1785 — To make certain provisions, savings and loan associations.

On motion, House Bill No. 1785 was made to conform with Senate Bill No. 1760.

On motion, Senate Bill No. 1760, on same subject, was substituted for House Bill No. 1785.

Thereupon, Senate Bill No. 1760 passed its third and final reading by the following vote:

Ayes.....	99
Noes.....	0

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 99.

A motion to reconsider was tabled.

House Bill No. 2041 — To make certain provisions, relief from criminal or civil liability.

On motion, House Bill No. 2041 was made to conform with Senate Bill No. 2041.

On motion, Senate Bill No. 2041, on same subject, was substituted for House Bill No. 2041.

Thereupon, Senate Bill No. 2041 passed its third and final reading by the following vote:

Ayes.....	99
Noes.....	0

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 99.

A motion to reconsider was tabled.

House Bill No. 2483 — To amend Section 6-3303, Code.

The bill passed its third and final reading by the following vote:

Ayes.....	99
Noes.....	0

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 99.

A motion to reconsider was tabled.

House Joint Resolution No. 324 — Relative to commending agencies and personnel involved in "Sting" operation.

On motion, the resolution was adopted.

A motion to reconsider was tabled.

House Bill No. 1722 — To permit notice of hearing, petition to appoint conservator.

On motion, House Bill No. 1722 was made to conform with Senate Bill No. 1550.

On motion, Senate Bill No. 1550, on same subject, was substituted for House Bill No. 1722.

Thereupon, Senate Bill No. 1550 passed its third and final reading by the following vote:

Ayes.....	99
Noes.....	0

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 99.

A motion to reconsider was tabled.

House Bill No. 2447 — To amend Section 49-605, Code.

On motion, House Bill No. 2447 was made to conform with Senate Bill No. 2289.

On motion, Senate Bill No. 2289, on same subject, was substituted for House Bill No. 2447.

Thereupon, Senate Bill No. 2289 passed its third and final reading by the following vote:

Ayes.....	99
Noes.....	0

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 99.

A motion to reconsider was tabled.

House Bill No. 1809 — To amend Section 40-4110, Code.

The bill passed its third and final reading by the following vote:

Ayes.....	99
Noes.....	0

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 99.

A motion to reconsider was tabled.

House Bill No. 2139 — To regulate advertising.

The bill passed its third and final reading by the following vote:

Ayes.....	99
Noes.....	0

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 99.

A motion to reconsider was tabled.

House Bill No. 1672 — To make certain provisions, checks and orders, insufficient funds.

On motion, House Bill No. 1672 was made to conform with Senate Bill No. 1771.

On motion, Senate Bill No. 1771, on same subject, was substituted for House Bill No. 1672.

Thereupon, Senate Bill No. 1771 passed its third and final reading by the following vote:

Ayes.....	99
Noes.....	0

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 99.

A motion to reconsider was tabled.

House Bill No. 1688 — To clarify requirement, financial responsibility.

On motion, House Bill No. 1688 was made to conform with Senate Bill No. 1610.

On motion, Senate Bill No. 1610, on same subject, was substituted for House Bill No. 1688.

Thereupon, Senate Bill No. 1610 passed its third and final reading by the following vote:

Ayes.....	99
Noes.....	0

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 99.

A motion to reconsider was tabled.

House Bill No. 2412 — To regulate production of oil and gas.

The bill passed its third and final reading by the following vote:

Ayes.....	99
Noes.....	0

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 99.

A motion to reconsider was tabled.

House Bill No. 2499 — To remove Bradley and McMinn counties, coon dog training law.

The bill passed its third and final reading by the following vote:

Ayes.....	99
Noes.....	0

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson

(Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 99.

A motion to reconsider was tabled.

House Bill No. 2067 — To change distribution date, personal property reporting forms.

On motion, House Bill No. 2067 was made to conform with Senate Bill No. 2099.

On motion, Senate Bill No. 2099, on same subject, was substituted for House Bill No. 2067.

Thereupon, Senate Bill No. 2099 passed its third and final reading by the following vote:

The bill passed its third and final reading by the following vote:

Ayes.....	99
Noes.....	0

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 99.

A motion to reconsider was tabled.

Senate Joint Resolution No. 183 — Relative to commending Ms. Faye Griffith.

On motion, the resolution was concurred in.

A motion to reconsider was tabled.

House Resolution No. 86 — Relative to memory, Dr. John Shea Buchignani.

On motion, the resolution was adopted.

A motion to reconsider was tabled.

House Resolution No. 87 — Relative to memory, William C. Manley, Jr.

On motion, the resolution was adopted.

A motion to reconsider was tabled.

House Resolution No. 88 — Relative to honoring Roger Tory Petersen.

On motion, the resolution was adopted.

A motion to reconsider was tabled.

House Resolution No. 108 — Relative to commending Soddy-Daisy Junior High School Twins.

On motion, the resolution was adopted.

A motion to reconsider was tabled.

House Resolution No. 111 — Relative to congratulating Soddy-Daisy Junior High School Twinettes.

On motion, the resolution was adopted.

A motion to reconsider was tabled.

House Joint Resolution No. 279 — Relative to memory, Paul Borda.

On motion, the resolution was adopted.

A motion to reconsider was tabled.

House Joint Resolution No. 280 — Relative to honoring Louis Carruthers.

On motion, the resolution was adopted.

A motion to reconsider was tabled.

House Joint Resolution No. 281 — Relative to memory, Dr. Harwell Wilson.

On motion, the resolution was adopted.

A motion to reconsider was tabled.

House Joint Resolution No. 282 — Relative to memory, Ron Willis.

On motion, the resolution was adopted.

A motion to reconsider was tabled.

House Joint Resolution No. 285 — Relative to memorializing "Sleepy" John Estes.

On motion, the resolution was adopted.

A motion to reconsider was tabled.

House Joint Resolution No. 294 — Relative to honoring Edward C. Boldt of Memphis.

On motion, the resolution was adopted.

A motion to reconsider was tabled.

House Joint Resolution No. 340 — Relative to honoring Miss Suzanna Timberlake.

On motion, the resolution was adopted.

A motion to reconsider was tabled.

House Joint Resolution No. 376 — Relative to proclaiming April 16-April 29, "School Volunteer Recognition Weeks."

On motion, the resolution was adopted.

A motion to reconsider was tabled.

House Joint Resolution No. 414 — Relative to commending Dr. Julian Peter Dietrich.

On motion, the resolution was adopted.

A motion to reconsider was tabled.

House Joint Resolution No. 416 — Relative to congratulating Kermit Smith.

On motion, the resolution was adopted.

A motion to reconsider was tabled.

House Joint Resolution No. 419 — Relative to congratulating Mr. and Mrs. James Smith.

On motion, the resolution was adopted.

A motion to reconsider was tabled.

House Joint Resolution No. 421 — Relative to congratulating the Lady Vols.

On motion, the resolution was adopted.

A motion to reconsider was tabled.

House Joint Resolution No. 427 — Relative to commending Ray Roberts of Warren County.

On motion, the resolution was adopted.

A motion to reconsider was tabled.

House Joint Resolution No. 428 — Relative to commending Clarence Womack.

On motion, the resolution was adopted.

A motion to reconsider was tabled.

House Joint Resolution No. 429 — Relative to honoring Mr. and Mrs. Paul Haston.

On motion, the resolution was adopted.

A motion to reconsider was tabled.

House Joint Resolution No. 430 — Relative to honoring Dr. Bobby D. Wilhite.

On motion, the resolution was adopted.

A motion to reconsider was tabled.

House Joint Resolution No. 440 — Relative to commending Julian Goodpaster.

On motion, the resolution was adopted.

A motion to reconsider was tabled.

House Joint Resolution No. 441 — Relative to congratulating Mrs. Nettie Lou Hefner.

On motion, the resolution was adopted.

A motion to reconsider was tabled.

House Joint Resolution No. 443 — Relative to memory, Judge James O. Phillips, Jr.

On motion, the resolution was adopted.

A motion to reconsider was tabled.

House Joint Resolution No. 444 — Relative to designating, April 30, 1978, as "Ramp Festival Day."

On motion, the resolution was adopted.

A motion to reconsider was tabled.

House Joint Resolution No. 445 — Relative to memory, Judge Clint Beasley of Smith County.

On motion, the resolution was adopted.

A motion to reconsider was tabled.

House Joint Resolution No. 446 — Relative to memory, Wellwood Irons.

On motion, the resolution was adopted.

A motion to reconsider was tabled.

House Bill No. 2461 — To amend Charter, Centerville.

On motion, House Bill No. 2461 was made to conform with Senate Bill No. 2414.

On motion, Senate Bill No. 2414, on same subject, was substituted for House Bill No. 2461.

Thereupon, Senate Bill No. 2414 passed its third and final reading by the following vote:

Ayes.....	99
Noes.....	0

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 99.

A motion to reconsider was tabled.

House Bill No. 2465 — To make certain provisions, Loudon County Court meetings.

On motion, House Bill No. 2465 was made to conform with Senate Bill No. 2419.

On motion, Senate Bill No. 2419, on same subject, was substituted for House Bill No. 2465.

Thereupon, Senate Bill No. 2419 passed its third and final reading by the following vote:

Ayes.....	99
Noes.....	0

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 99.

A motion to reconsider was tabled.

House Bill No. 2467 — To amend Charter, Friendship.

The bill passed its third and final reading by the following vote:

Ayes.....	99
Noes.....	0

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 99.

A motion to reconsider was tabled.

House Bill No. 2468 — To amend Chapter 75, Private Acts, 1971.

On motion, House Bill No. 2468 was made to conform with Senate Bill No. 2420.

On motion, Senate Bill No. 2420, on same subject, was substituted for House Bill No. 2468.

Thereupon, Senate Bill No. 2420 passed its third and final reading by the following vote:

Ayes.....	99
Noes.....	0

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 99.

A motion to reconsider was tabled.

House Bill No. 2469 — To make certain provisions, General Sessions Court, Madison County.

On motion, House Bill No. 2469 was made to conform with Senate Bill No. 2418.

On motion, Senate Bill No. 2418, on same subject, was substituted for House Bill No. 2469.

Thereupon, Senate Bill No. 2418 passed its third and final reading by the following vote:

Ayes.....	99
Noes.....	0

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 99.

A motion to reconsider was tabled.

House Bill No. 2479 — To make certain provisions, purchasing agent for Madison County.

On motion, House Bill No. 2479 was made to conform with Senate Bill No. 2426.

On motion, Senate Bill No. 2426, on same subject, was substituted for House Bill No. 2479.

Thereupon, Senate Bill No. 2426 passed its third and final reading by the following vote:

Ayes.....	99
Noes.....	0

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 99.

A motion to reconsider was tabled.

House Bill No. 2493 — To amend Charter, LaGrange.

The bill passed its third and final reading by the following vote:

Ayes.....	99
Noes.....	0

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Flem-

ing, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 99.

A motion to reconsider was tabled.

House Bill No. 2494 — To provide for County Attorney, Roane County.

The bill passed its third and final reading by the following vote:

Ayes.....	99
Noes.....	0

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 99.

A motion to reconsider was tabled.

House Bill No. 2495 — To amend Charter, Red Boling Springs.

The bill passed its third and final reading by the following vote:

Ayes.....	99
Noes.....	0

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 99.

A motion to reconsider was tabled.

House Bill No. 2496 — To establish port authority, Sumner County.

The bill passed its third and final reading by the following vote:

Ayes.....	99
Noes.....	0

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 99.

A motion to reconsider was tabled.

House Bill No. 2497 — To establish energy authority, Sumner County.

The bill passed its third and final reading by the following vote:

Ayes.....	99
Noes.....	0

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 99.

A motion to reconsider was tabled.

House Bill No. 2477 — To amend Charter, Pulaski.

The bill passed its third and final reading by the following vote:

Ayes.....	99
Noes.....	0

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 99.

A motion to reconsider was tabled.

House Bill No. 2498 — To amend Charter, Ardmore.

The bill passed its third and final reading by the following vote:

Ayes.....	99
Noes.....	0

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 99.

A motion to reconsider was tabled.

RESOLUTIONS LYING OVER

Senate Joint Resolution No. 217 — Relative to memory, Dr. L. C. Cox.

Under the rules, Senate Joint Resolution No. 217 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 218 — Relative to commending James J. Mynatt.

Under the rules, Senate Joint Resolution No. 218 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 219 — Relative to commending C. T. Nunley, Jr.

Under the rules, Senate Joint Resolution No. 219 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 220 — Relative to memory, Thurman Ailor.

Under the rules, Senate Joint Resolution No. 220 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 221 — Relative to honoring Saul Kaplan.

Under the rules, Senate Joint Resolution No. 221 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 222 — Relative to congratulating Hillman Robbins.

Under the rules, Senate Joint Resolution No. 222 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 223 — Relative to congratulating Jimmy Davy.

Under the rules, Senate Joint Resolution No. 223 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 224 — Relative to memory, Judge J. William Rutherford.

Under the rules, Senate Joint Resolution No. 224 was referred to Committee on Calendar and Rules.

Senate Joint Resolution No. 227 — Relative to honoring Dr. John D. Winebrenner and staff.

Under the rules, Senate Joint Resolution No. 227 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 228 — Relative to commending Association Internationale des Etudiants en Sciences Economiques et Commerciales.

Under the rules, Senate Joint Resolution No. 228 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 229 — Relative to honoring Trella Cunningham.

Under the rules, Senate Joint Resolution No. 229 was referred to the Committee on Calendar and Rules.

FURTHER CONSIDERATION OF SENATE BILL NO. 2188

Mr. Ozment moved that the House reconsider its action in the passage of Senate Bill No. 2188, as amended.

Mr. Naifeh moved that the motion to reconsider be tabled, which motion prevailed by the following vote:

Ayes.....57
 Noes.....40

Representatives voting aye were: Atchley, Bell, Bewley, Bishop, Blackburn, Bragg, Buck, Burks, Burleson, Butler, Carter, Chiles, Copeland, Davidson (Wayne), DePriest, Dixon, Fisher, Ford (Cocke), Fuqua, Gill, Hall, Henry, Hillis, Hood, Jensen, Johnson, Lanier, Lashlee, Ledford, Longley, McAfee, Martin, Moore, Murray (Madison), Naifeh, Pickering, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Washington), Scruggs, Shockley, Smith, Stafford, Stallings, Tanner, Wallace, Webb, Williams, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 57.

Representatives voting no were: Ashford, Bissell, Brewer, Burnett (Fentress), Bussart, Byrd, Cawood, Clark, Cobb, Darnell, Davidson (Robertson), Davis, DeBerry, Elkins, Ellis, Fleming, Ford (Shelby), Gaia, Good, Hurley, Kernell, King, Love, McKinney, Miller, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Nolan, Ozment, Phillips, Pruitt, Robinson (Hamilton), Small, Spence, Steinhauer, Sterling, Turner, Watson and Withers — 40.

Mr. Buck moved that House Bill No. 2481 be recalled from the Committee on Calendar and Rules for immediate consideration, which motion prevailed.

House Bill No. 2481 — To abolish tax assessor, board of equalization, Smithville.

Mr. Buck moved that House Bill No. 2481 be passed on third and final reading.

Mr. Buck moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 2481 by redesignating Sections 3 and 4 to be Sections 4 and 5 and by adding a new Section 3 as follows:

SECTION 3. The city of Smithville shall have the right and authority to inspect the property assessment records of the DeKalb County assessor of property and to use these records as the basis for determining the assessed values of property within the city of Smithville, for the purpose of taxation.

On motion, the amendment was adopted.

Thereupon, House Bill No. 2481, as amended passed its third and final reading by the following vote:

Ayes.....97
 Noes.....0

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson),

Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 97.

FURTHER CONSIDERATION OF HOUSE BILL NO. 1911

House Bill No. 1911 — To make certain provisions, Consolidated Retirement System.

Mr. Martin moved that the House lift from the table the motion to reconsider House Bill No. 1911, which motion prevailed.

Mr. Martin moved that the House reconsider action in the passage of House Bill No. 1911, as amended, which motion prevailed.

Mr. Martin moved that the House reconsider its action in adopting Amendment No. 5, which motion prevailed.

Mr. Martin moved that Amendment No. 5 be tabled, which motion prevailed.

Mr. Martin moved that House Bill No. 1911, as amended, be passed on third and final reading, which motion prevailed by the following vote:

Ayes.....	96
Noes.....	0

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 96.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.

1829 — To amend Section 57-205, Code.

The Senate nonconcurred in House Amendments Nos. 1 and 2.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

FURTHER CONSIDERATION OF SENATE BILL NO. 1829

Senate Bill No. 1829 — To amend Section 57-205, Code.

Mr. Phillips moved that the House lift from the table the motion to reconsider Senate Bill No. 1829, which motion prevailed.

Mr. Phillips moved that the House reconsider action in the passage of Senate Bill No. 1829, as amended, which motion prevailed.

Mr. Phillips moved that the House reconsider action in adopting Amendments Nos. 1 and 2, which motion prevailed.

Mr. Phillips moved that Amendments Nos. 1 and 2 be withdrawn, which motion prevailed.

Mr. Phillips moved that Senate Bill No. 1829 be passed on third and final reading, which motion prevailed by the following vote:

Ayes.....	84
Noes.....	2
Present and not voting	2

Representatives voting aye were: Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Bussart, Butler, Byrd, Carter, Clark, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Longley, Love, Miller, Murphy (Davidson), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 84.

Representatives voting no were: Cawood and Chiles — 2.

Representatives present and not voting were: Ashford and Good — 2.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.

2320 — To amend Sections 49-220 and 49-1236, Code. Substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

HOUSE BILL ON SENATE AMENDMENTS

House Bill No. 2320 — To amend Sections 49-220 and 49-1236, Code.

SENATE AMENDMENT NO. 1

Amend House Bill No. 2320 in Section (c) by striking the words, "and administrative experience."

Mr. Rhinehart moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes.....	86
Noes.....	0

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Burks, Burleson, Burnett (Fentress), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Tanner, Wallace, Watson, Webb, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 86.

A motion to reconsider was tabled.

SENATE AMENDMENT NO. 2

Amend House Bill No. 2320 as follows.

Amend Section (c) by adding after the word "and" the word "/or" so that the section will read:

(6) The applicant shall have had five (5) years experience to include both teaching and/or administrative experience.

Mr. Rhinehart moved that the House concur in Senate Amendment No. 2, which motion prevailed by the following vote:

Ayes.....	86
Noes.....	0

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Burks, Burleson, Burnett (Fentress), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Tanner, Wallace, Watson, Webb, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 86.

A motion to reconsider was tabled.

Mr. Speaker McWherter resumed the Chair.

Mr. Davis moved that House Bill No. 2536 be recalled from the Committee on Calendar and Rules for immediate consideration, which motion prevailed.

House Bill No. 2536 — To exempt Hamilton County School System from certain purchasing requirements.

Mr. Davis moved that House Bill No. 2536 be passed on third and final reading, which motion prevailed by the following vote:

Ayes.....	81
Noes.....	1

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Brewer, Buck, Burks, Burleson, Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Darnell, Davidson (Robertson), Davidson (Wayne), DeBerry, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, King, Lanier, Lashlee, Ledford, Love, McAfee, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Smith, Spence, Stafford, Stallings, Starnes, Tanner, Turner, Wallace, Watson, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 81.

Representative voting no was: Kernell — 1.

A motion to reconsider was tabled.

Mr. Blackburn moved that House Bill No. 2514 be recalled from the Committee on Calendar and Rules for immediate consideration, which motion prevailed.

On motion, House Bill No. 2514 was made to conform with Senate Bill No. 2465.

On motion, Senate Bill No. 2465, on same subject, was substituted for House Bill No. 2514.

Mr. Blackburn moved that Senate Bill No. 2465 be passed on third and final reading, which motion prevailed by the following vote:

Ayes.....	86
Noes.....	0

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Brewer, Buck, Burks, Burleson, Bussart, Butler, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Smith, Spence, Stafford, Stallings, Sterling, Tanner, Turner, Wallace, Watson, Webb, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 86.

A motion to reconsider was tabled.

Mr. Lashlee moved that the rules be suspended for the purpose of introducing House Resolution No. 121 out of order, which motion prevailed.

House Resolution No. 121 — Relative to declaring March 14, 1978, "Thomas Rowsey Appreciation Day" — By Lashlee.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Lashlee, the resolution was adopted.

A motion to reconsider was tabled.

Mr. Blackburn moved that House Resolution No. 117 be recalled from the Committee on Calendar and Rules for immediate consideration, which motion prevailed.

House Resolution No. 117 — Relative to studying use and disposition, certain solid waste products.

Mr. Blackburn moved that House Resolution No. 117 be adopted.

Mr. Blackburn moved to amend as follows:

AMENDMENT NO. 1

Amend House Resolution No. 117 by deleting from the fifth resolving clause the figures "1979" and substituting instead the figures "1980".

On motion, the amendment was adopted.

Thereupon, House Resolution No. 117, as amended, was adopted by the following vote:

Ayes.....	88
Noes.....	0

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Brewer, Buck, Burks, Burleson, Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, Martin, Miller, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Smith, Spence, Stafford, Stallings, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 88.

A motion to reconsider was tabled.

Mr. Byrd moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 478 out of order, which motion prevailed.

House Joint Resolution No. 478 — Relative to congratulating Miss Tina Majure — By Byrd, Turner, Brewer, Withers, Williams, Sterling, Gaia, Naifeh, Gill, Murphy (Shelby), Kernell, DeBerry, Martin, Ashford, Moore, Small, Spence, Ford (Shelby) and King.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Byrd, the resolution was adopted.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.

627 — To amend Sections 37-234 and 37-258, Code.

The Senate nonconcurred in House Amendment No. 2.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

FURTHER CONSIDERATION OF SENATE BILL NO. 627

Senate Bill No. 627 — To amend Sections 37-234 and 37-258, Code.

Mr. Turner moved that the House lift from the table the motion to reconsider Senate Bill No. 627 which motion prevailed.

Mr. Turner moved that the House reconsider action in the passage of Senate Bill No. 627, as amended, which motion prevailed.

Mr. Turner moved that the House reconsider its action in adopting Amendment No. 2, which motion prevailed.

Mr. Turner moved that Amendment No. 2 be withdrawn, which motion prevailed.

Mr. Turner moved that Senate Bill No. 627 be passed on third and final reading, which motion prevailed by the following vote:

Ayes.....	76
Noes.....	6
Present and not voting	4

Representatives voting aye were: Ashford, Atchley, Bell, Bishop, Bissell, Blackburn, Bragg, Brewer, Burks, Burleson, Bussart, Byrd, Carter, Cawood, Clark, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hurley, Jensen, Johnson, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, Martin, Miller, Moore, Murray (Franklin), Murray (Madison), Naifeh, Nolan, Phillips, Pickering, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stallings, Sterling, Tanner, Turner, Wallace, Williams, Wolfe, Yelton, Young and Mr. Speaker McWherter — 76.

Representatives voting no were: Bewley, Butler, Cobb, Hood, Watson and Webb — 6.

Representatives present and not voting were: Chiles, Kernell, Murphy (Davidson) and Ozment — 4.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 273 — To make provisions, court costs, personal property.

SENATE AMENDMENT NO. 1

Amend House Bill No. 273 by inserting "tangible" between "on" and "personal" in the second line of the amendatory language in Section 1.

Mr. Small moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes.....	85
Noes.....	0
Present and not voting	2

Representatives voting aye were: Ashford, Atchley, Bewley, Bishop, Bissell, Bragg, Buck, Burks, Burleson, Bussart, Butler, Byrd, Carter, Clark, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Hillis, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 85.

Representatives present and not voting were: Cawood and Cobb — 2.

A motion to reconsider was tabled.

FURTHER CONSIDERATION OF SENATE BILL NO. 1760

Mr. Tanner moved that the House lift from the table the motion to reconsider Senate Bill No. 1760, which motion prevailed.

Mr. Tanner moved that the House reconsider its action in the passage of Senate Bill No. 1760, which motion prevailed.

Mr. Tanner moved that Senate Bill No. 1760 be referred to the Committee on Calendar and Rules, which motion prevailed.

MOTION FILED UNDER RULE NO. 52

MR. SPEAKER: I wish to advise the House that at a later date I will make a motion to recall House Bill No. 338 from the Committee on Commerce for the purpose of placing said bill on the Calendar for third and final reading, as provided for in Rule No. 52.

MARTIN.

Under the rules, the motion lies over.

MESSAGE FROM THE GOVERNOR

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bill No. 529 with his veto.

EDDIE SISK,
Counsel to the Governor.

Dear Speaker McWherter:

I hereby veto House Bill 529.

House Bill 529 would prescribe post-commitment procedures and remedies for juvenile offenders committed by courts of juvenile jurisdiction to the custody of the Department of Correction where such persons assert the abridgement of a constitutional right guaranteed under the Tennessee or United States Constitutions.

Although meritorious attempts at constructing certain procedural safeguards for the benefit of the juvenile offender are clearly evident in the bill, countervailing features convince me of the undesirability of this legislation in its present form. The requirement that post-commitment petitions be filed in the trial court for the county of commitment would jeopardize the continued delivery of non-profit legal aid and services which utilize volunteer resources. Under present law, post-commitment petitions are filed in Davidson County where experienced legal aid attorneys assisted by law students offer representation at little or no cost to the needy offender. Such experience in the juvenile field is simply not uniformly available throughout the state. Resulting court appointments of counsel and reporters would have an adverse fiscal impact on the state which is avoidable under our existing system.

Additionally, the Attorney General has ruled, in Volumn 4, op. 64 (1974) that the state is under an affirmative obligation to furnish legal assistance to juveniles. By discouraging or preventing present non-profit efforts, Tennessee could find itself in the costly posture of having to establish and fully fund a statewide juvenile legal aid program. I am persuaded that we are not ready to incur such a fiscal obligation.

Being sensitive to the protection of juvenile rights, I would hope that future legislative efforts will be made to foster improvements in our system with due regard to long-range adverse effects on public resources.

It is for these reasons that I take this action.

RAY BLANTON

MOTIONS

On motion of Mr. Ford (Cocke), Senate Joint Resolution No. 216 was recalled from the Committee on Transportation.

On motion of Mr. Ford (Cocke), Senate Joint Resolution No. 216 was referred to the Committee on Calendar and Rules.

On motion of Mr. Burks, House Joint Resolution No. 327 was recalled from the Committee on Finance, Ways and Means.

On motion of Mr. Burks, House Joint Resolution No. 327 was referred to the Committee on Calendar and Rules.

On motion of Mr. Richards, House Bill No. 916 was recalled from the Committee on Finance, Ways and Means.

On motion of Mr. Richards, House Bill No. 916 was withdrawn from the House.

On motion of Mr. Richards, House Bill No. 980 was recalled from the Committee on Finance, Ways and Means.

On motion of Mr. Richards, House Bill No. 980 was withdrawn from the House.

On motion of Mr. Richards, House Bill No. 915 was recalled from the Committee on Finance, Ways and Means.

On motion of Mr. Richards, House Bill No. 915 was withdrawn from the House.

On motion of Mr. Richards, House Bill No. 2396 was recalled from the Committee on Calendar and Rules.

On motion of Mr. Richards, House Bill No. 2396 was withdrawn from the House.

On motion of Mr. Tanner, House Bill No. 1944 was recalled from the Committee on Judiciary.

On motion of Mr. Tanner, House Bill No. 1944 was withdrawn from the House.

SECOND ROLL CALL

A roll call was taken with the following results:

Present 99

Representatives present were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 99.

INTRODUCTION OF RESOLUTIONS

House Joint Resolution No. 475 — Relative to honoring Old Hickory Junior High School girl's basketball team — By Wallace and Murray (Madison).

Under the rules, House Joint Resolution No. 475 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 476 — Relative to honoring the 1921-24 University of Tennessee "Doctors" football team — By Ford (Cocke), Martin, Robertson, Robinson (Washington), Hood, Burleson, Bewley, Webb, Watson, Good, Hurley, Richards, Shockley, Robinson (Hamilton), Wood, Starnes, Davis, Carter, McAfee, Henry, Smith, Scruggs and Atchley.

Under the rules, House Joint Resolution No. 476 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 477 — Relative to commending Joy Wood, Kathryn Stevens, Annette Merritt and Scott Haynes — By Hall.

Under the rules, House Joint Resolution No. 477 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 479 — Relative to urging expedition of construction, Hartsville Nuclear Plant — By Dixon.

Under the rules, House Joint Resolution No. 479 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 480 — Relative to declaring March 14, 1978, "Thomas Rowsey Appreciation Day" — By Lashlee.

Under the rules, House Joint Resolution No. 480 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 482 — Relative to expressing sorrow, death of John J. White — By Fuqua, Lashlee, Stallings, Spence, Tanner, Butler, Lanier, Bishop, Naifeh, Murray (Madison), Davidson (Wayne), Steinhauer, Wallace, DeBerry, Miller, Gill, Robinson (Davidson), Turner, Wood, Shockley, Richards, Hurley, Ford (Cocke), Robertson, Robinson (Washington), Good, Watson, Webb, Fleming, Withers, Ellis, Byrd, Burleson, Bewley, Hood, Yelton, Burnett (Sumner), Blackburn, Johnson, Richardson, Henry, Small, Cobb, Martin, Dixon, Sterling, Cawood, McAfee, Davis, Hall, Nolan, Bell, Murray (Franklin), Bussart, Buck, Burks, Work, Davidson (Robertson), DePriest, Wolfe, Bissell, Pickering, Murphy (Shelby), Chiles, Ford (Shelby), Fisher, Williams, Ashford, Young, King, Brewer, Moore, McKinney and Carter.

Under the rules, House Joint Resolution No. 482 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 484 — Relative to congratulating Mrs. Rebecca Mason — By Robinson (Hamilton), Wood and Starnes.

Under the rules, House Joint Resolution No. 484 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 485 — Relative to reaffirming commitment to human rights — By Murphy (Shelby), Withers, Ford (Shelby), DeBerry, Spence, Love, Byrd, Gaia, Pruitt, Murphy (Davidson), Cobb, Ozment, Robinson (Hamilton) and Brewer.

Under the rules, House Joint Resolution No. 485 was referred to the Committee on Calendar and Rules.

House Resolution No. 118 — Relative to improving House Chamber voice-amplification system — By Chiles, Scruggs, Webb, Robertson, Ford (Cocke), Murphy (Davidson), Martin Steinhauer, Wallace, Wolfe, Ledford, Cawood, Dixon, Burnett (Sumner), Blackburn, Yelton Hood, Burleson, Bewley, Ashford, Ford (Shelby), Kernell, Turner, Byrd, Moore, Brewer, King Clark, DeBerry, Gaia and Pruitt.

Under the rules, House Resolution No. 118 was referred to the Committee on Calendar and Rules.

House Resolution No. 119 — Relative to commending Johnella Washington — By King DeBerry, Brewer, Burks, Elkins, Davidson (Robertson), DePriest, Clark, Fleming, Small, Dixon, Kernell, Chiles, Love, Buck, McAfee, Ford (Shelby), Martin, Moore, Cawood, Wolfe Wallace, Williams, Turner, Spence, Steinhauer, Robinson (Davidson), Stallings, Bishop, Sterling, Ozment, Pickering, Cobb, Murphy (Davidson), Byrd, Fisher, Young, Ashford, Gaia Jensen, Murray (Franklin), Murray (Madison), Henry, Davis, Phillips, Bell, Smith, Miller Davidson (Wayne), Fuqua, Carter, Scruggs, Lanier, Yelton, Bewley, Tanner, Johnson, Butle and Murphy (Shelby).

Under the rules, House Resolution No. 119 was referred to the Committee on Calendar and Rules.

Mr. Jensen moved that Rule No. 75 be suspended in regard to House Bill No. 2550 to allow said bill to be introduced and considered by the House in the same manner as bills introduced before January 30, 1978, which motion prevailed.

INTRODUCTION OF BILLS

House Bill No. 2538 — To make certain provisions, Crockett County Quarterly Court — By Wallace.

Passed first reading.

House Bill No. 2539 — To amend Chapter 20, Private Acts, 1955 — By Cawood, Ledford and Bissell.

Passed first reading.

House Bill No. 2540 — To provide for referendum relating to education, Hamilton County — By McAfee, Carter, Copeland, Robinson (Hamilton), Starnes, Wood and Davis.

Passed first reading.

House Bill No. 2541 — To provide civil service system, Hawkins County Sheriff Department — By Hurley.

Passed first reading.

House Bill No. 2542 — To amend Charter, Rogersville — By Hurley.

Passed first reading.

House Bill No. 2543 — To make certain provisions, Board of Commissioners, Knox County — By Richards.

Passed first reading.

House Bill No. 2544 — To regulate massage parlors, Carter County — By Fisher, Burleson and Good.

Passed first reading.

House Bill No. 2545 — To amend Charter, Newport — By Ford (Cocke).

Passed first reading.

House Bill No. 2546 — To require display of numbers, certain property, Knox County — By Richards.

Passed first reading.

House Bill No. 2547 — To make provisions, Police Department, Newport — By Ford (Cocke).

Passed first reading.

House Bill No. 2548 — To make provisions, Utilities Board, Newport — By Ford (Cocke).

Passed first reading.

House Bill No. 2549 — To amend Charter, Martin — By Tanner and Mr. Speaker McWherter.

Passed first reading.

House Bill No. 2550 — To amend Sections 38-301, 40-114, 40-603 and 49-417, Code — By Burnett (Fentress) and Jensen.

Passed first reading.

SENATE BILLS ON FIRST READING

Senate Bill No. 1674 — To authorize bond sales, Funding Board, sewage treatment works.

Passed first reading.

Senate Bill No. 1744 — To amend Section 60-421, Code.

Passed first reading.

Senate Bill No. 2264 — To amend Sections 48-512 thru 48-515, Code.

Passed first reading.

Senate Bill No. 2296 — To amend Title 8, Chapter 24, Code.

Passed first reading.

Senate Bill No. 2329 — To amend Title 2, Code.

Passed first reading.

Senate Bill No. 2461 — To regulate office, city judge, Tullahoma.

Passed first reading.

HOUSE BILLS ON SECOND READING

House Bill No. 2533 — To make certain provisions, budget of Franklin.

Passed second reading and held without reference.

House Bill No. 2534 — To make certain provisions, salary of Shelby County Mayor.

Passed second reading and held without reference.

House Bill No. 2535 — To redraw corporate limits, Eagleville.

Passed second reading and held without reference.

House Bill No. 2537 — To amend Chapter 546, Public Acts, 1978.

Passed second reading and referred to Committee on State and Local Government.

STANDING COMMITTEE REPORT

JUDICIARY

MR. SPEAKER: Your Committee on Judiciary begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 311 (with amendment), 909 (with amendment), 1701 (with amendment), 1769, 1834 (with amendment), 1879, 1880, 1893, 2134, 2185, 2194, 2202, 2240, 2369, 2417, 2518 and 2528.

MURPHY (Shelby), Chairman.

Under the rules, House Bills Nos. 311, 909, 1701, 1769, 1834, 1879, 1880, 1893, 2134, 2185, 2194, 2202, 2240, 2369, 2417, 2518 and 2528 were transmitted to the Committee on Calendar and Rules.

LABOR AND CONSUMER AFFAIRS

MR. SPEAKER: Your Committee on Labor and Consumer Affairs begs leave to report that we have carefully considered and recommend for passage House Bills Nos. 1874 and 2506.

BISSELL, Chairman.

Under the rules, House Bills Nos. 1874 and 2506 were transmitted to the Committee on Calendar and Rules.

TRANSPORTATION

MR. SPEAKER: Your Committee on Transportation begs leave to report that we have carefully considered and recommend for passage: House Joint Resolution No. 439.

ROBINSON (Davidson), Chairman.

Under the rules, House Joint Resolution No. 439 was transmitted to the Committee on Calendar and Rules.

LOCAL BILLS REFERRED TO CALENDAR AND RULES

In accordance with Rule No. 47, the following local bills, having received authorization for passage by the local legislative delegation, were transmitted to the Committee on Calendar and Rules: House Bills No. 2478, 2480, 2482, 2490, 2491, 2509, 2529, 2534 and 2535.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 410, 1564, 1606, 1626, 1758, 1885, 1941, 1968, 2016, 2067, 2400 and 2457; also, Senate Joint Resolution No. 197; all for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

SIGNED

The Speaker announced that he had signed the following: Senate Bills Nos. 410, 1564, 1606, 1626, 1758, 1885, 1941, 1968, 2016, 2067, 2400 and 2457; and Senate Joint Resolution No. 197.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.

1837 — To amend Industrial Development Corporation Act;

1949 — To amend Section 51-441, Code; both substituted for Senate Bills on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.

1548 — To require confirmation, appointments to Wildlife Resources Commission;

1689 — To promote community involvement in and use, public schools;

1728 — To repeal certain acts relating to Hancock County;

2049 — To amend Section 6-2619, Code;

2072 — To amend Section 49-4204, Code;

2254 — To amend Title 67, Chapter 13, Code;

2256 — To make certain provisions, county-wide fire departments;

2362 — To amend Section 57-111, Code;

2363 — To amend Section 6-1602 (e), Code; all substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No.

225 — Relative to commending Mr. John T. Fisher; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos.

1715 — To authorize sale, bonds, Funding Board, Department of Correction;

1837 — To amend Title 44, Chapter 1, Code;

1908 — To amend Section 50-1013, Code;

1932 — To amend Section 6-2807, Code;

2176 — To amend Title 13, Chapter 16, Code;

2178 — To provide funds, loans, local governments;

2243 — To amend Title 67, Chapter 12, Code;

2263 — To authorize minimum price, property, sheriff's sale; all passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos.

- 335 — Relative to naming bridge on I-40 across Rutledge Pike;
- 336 — Relative to memory, Russell B. Corbin, Jr.;
- 342 — Relative to urging conclusive testing, drug laetrile;
- 374 — Relative to naming a certain bridge the "Cas Walker Bridge";
- 425 — Relative to congratulating Stan Holt;
- 426 — Relative to congratulating Don Wolfe;
- 431 — Relative to expressing appreciation, Madison County Volunteer Fire Department;
- 433 — Relative to congratulating Jackson Northside High School football team;
- 437 — Relative to extending sympathies, citizens of Waverly and Humphreys County;
- 438 — Relative to honoring Memphis Slim;
- 442 — Relative to expressing sympathy, death of Judge Greenfield Q. Polk;
- 448 — Relative to congratulating Gary Cook;
- 449 — Relative to honoring Bobby D. Wilhite;
- 454 — Relative to commending Ms. Angela Clark;
- 455 — Relative to congratulating Ronald Keith;
- 456 — Relative to congratulating Maurice E. Franklin;
- 457 — Relative to honoring Emily Denise Black;
- 473 — Relative to welcoming Mrs. Thelma T. Daley;
- 474 — Relative to paying tribute, Nashville Alumnae Chapter, Delta Sigma Theta;
- 481 — Relative to implementation, amendments to Constitution; all concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

ENROLLED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 798, 861, 1033, 1549, 1610, 1636, 1648, 1765, 1873, 2069, 2151, 2255, 2471 and 2488; and House Resolution No. 116; and House Joint Resolution No. 332; and find same correctly enrolled and ready for the signatures of the Speakers.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

SIGNED

The Speaker announced that he had signed the following: House Bills Nos. 798, 861, 1033, 1549, 1610, 1636, 1648, 1765, 1873, 2069, 2151, 2255, 2471 and 2488; and House Resolution No. 116; and House Joint Resolution No. 332.

REPORT OF COMMITTEE ON CALENDAR AND RULES

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Monday, March 13, 1978: House Bills Nos. 2101, 2150, 2312, 2450, House Joint Resolution No. 354, House Bills Nos. 1787, 1983, 1901, 1007, 2016, and 2006.

LANIER, Chairman.

SPONSORS ADDED

Without objection, the rules were suspended to allow the following members to add their names as sponsors to the bills as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 32 — DePriest

House Bill No. 2298 — Wallace

MESSAGE FROM THE GOVERNOR

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bill No. 1655, and House Joint Resolution Nos. 392, 397, 398, 401, 409, 412 and 435, with his approval.

EDDIE SISK,
Counsel to the Governor.

On motion of Mr. Jensen, the House adjourned until 4:00 p.m. Monday, March 13, 1978.